

REGULAR CITY COUNCIL MEETING  
September 29, 2005

PRESENT:	LouAnn Christensen	Mayor
	Jon Adams	Councilmember
	Alden Farr	Councilmember
	Reese Jensen	Councilmember
	Bob Marabella	Councilmember
ALSO PRESENT:	Ben Boyce	Director of Parks and Recreation
	Jim Buchanan	Director of Emergency Services
	Mary Kate Christensen	City Recorder
	Larry Douglass	Director of Museum-Gallery
	Paul Larsen	Director of Economic Development
	Darin McFarland	Superintendent of Streets
	Mike Nelsen	Police Lieutenant
	Tyler Pugsley	Superintendent of Water
	Dennis Sheffield	Director of Finance
	Don Tingey	City Administrator
	Cathy Wood	Cemetery Sexton
EXCUSED:	Holly Bell	Councilmember

Mayor Christensen called the meeting to order and gave a prayer as part of the reverence period. The audience recited the Pledge of Allegiance.

Approval of Minutes: Mayor Christensen noted on the first page of the August 18 Council meeting, "reference period" should be "reverence period." Also, on page 2 of the same minutes, she requested "for the City" be added after "... Mr. Buchanan who has gotten close to one million dollars in grant money." A motion to approve the minutes of August 18, 2005 Council and Executive Session and September 1 Council Meeting, and August 30 Work Session as amended was made by Councilmember Marabella. The motion was seconded and carried. Mayor Christensen presented the agenda as follows:

RECOGNITION (*added*)

PUBLIC COMMENT

CONSENT

- Announcement of Newly Formed Commuter Rail Task Force
- Request for Approval of Capital Improvement Plan for 2006 Community Development Block Grant Process
- Appointments to Museum-Gallery Board
- Appointment to Recreation Commission
- Appointments to Heritage and Cultural Arts Advisory Board
- Appointments to Historical Preservation Commission
- Appointment to Economic Development Board
- Re-appointment to Board of Adjustment
- Re-appointment to Library Board
- Request for Approval of Off-Site Beer License for 7-Eleven
- Employee Reclassification
- Request for Approval of 2005/06 Consolidated Dispatch Cooperative Agreement

NEW BUSINESS

- Proposals for Mantua Reservoir Water Quality Study

SCHEDULED DELEGATION

- Proclamation Declaring October National Domestic Violence Awareness Month
- Traffic Safety Concerns at Mountain View Elementary School

NEW BUSINESS (Cont'd)

- Cemetery Ordinance and Fee Resolution
- Request for Approval of Easements for Placement of Infrastructure for UTOPIA Network
- Request for Approval to Initiate a Dan Jones Survey on Co-mingled Recycling
- Update on Communities that Care TAG Team

## OTHER BUSINESS

Update on Taxing Entity Committee (*added*)

## CLAIMS

Warrant Register

Mayor Christensen moved the Mantua Reservoir Study to after the Consent Agenda due to a water emergency which Mr. McFarland needed to respond to. She also added the item under Other Business. Councilmember Jensen made a motion to approve the agenda as amended. The motion was seconded and carried unanimously.

## RECOGNITION

### Recognition to Dennis Vincent

Mayor Christensen explained that Dennis Vincent recently returned from serving the communities in Louisiana after Hurricane Katrina. Sgt. Vincent represented Brigham City very successfully.

Lt. Nelsen explained that Sgt. Vincent has been a Medical Examiner Investigator for the State of Utah. He also serves on the DMORT (Disaster Mortuary Operations Response Team) for Team No. 8, which serves several western states. Sgt. Vincent received very short notice to activate. He was there for three weeks and helped with human remains for identification and burial.

Sgt. Vincent expressed appreciation to the Mayor, Council, Lt. Nelsen and the Police Department for their support while he was gone. He learned a lot while he was there about emergency preparedness. He said Brigham City residents are very fortunate to have people like Jim Buchanan and others that are very well prepared and can help the citizens be prepared. One thing that was very evident to him was that every citizen should have a 72-hour kit. They should be prepared to stand on their own for three days because it takes some time to get resources into an area after a disaster. Everyone should have a goal of having a 72-hour kit close to their bedroom.

Mayor Christensen thanked Sgt. Vincent for his wisdom and for his service.

## PUBLIC COMMENT

Councilmember Marabella said for the third year in a row, Wal-Mart and Parks and Recreation will be sponsoring the Snowman Shuffle, a 5K run/one mile walk, with donations going to Primary Children's Hospital. The run will be held on December 10. He added that 100% of the donations go directly to Primary Children's Hospital. He expressed appreciation to Ben Boyce for the great working relationship they have developed on this project.

## CONSENT

### Announcement of Newly Formed Commuter Rail Task Force

Mayor Christensen announced the formation of a Commuter Rail Task Force consisting of the following members: Councilmember Jensen; Tom Hannum, Jr., Chair; Andy Shinkle; Cathy Zirbel; Richard Carr; Peggy Carr; Steve VanDusen; Ryan Dunn; Robert Lindsey; along with the following City Staff, Mark Teuscher, City Planner; Paul Larsen, Economic Development Coordinator; and Eliza Wood, Administrative Secretary.

### Request for Approval of Capital Improvement Plan for 2006 Community Development Block Grant Process

A Capital Improvement Plan for the 2006 Community Development Block Grant process was presented.

### Appointments to Museum-Gallery Board

It was recommended DeAnn Lester, Ned Young and Emily Misseldine be appointed to the Museum-Gallery Board.

Appointment to Recreation Commission

It was also recommended Ron Papworth serve as a member of the Recreation Commission.

Appointments to Heritage and Cultural Arts Advisory Board

It was recommended Kelly Driscoll serve as a board member of the Heritage and Cultural Arts Advisory Board, and Ed Tugaw serve as an ex-officio board member.

Appointments to Historical Preservation Commission

Iantha Folkman and Jean Hawrylo were recommended to serve on the Historical Preservation Commission.

Appointment to Economic Development Board

It was recommended Jon Bunderson serve as a member of the Economic Development Board.

Re-appointment to Board of Adjustment

It was also recommended the Council approve the re-appointment of Martha Shoun to the Board of Adjustment.

Re-appointment to Library Board

Lewis Jones was recommended for appointment to the Library Board.

Request for Approval of Off-Site Beer License for 7-Eleven

It was recommended an off-site beer license be issued to 7-Eleven.

Employee Reclassification

When the Water Superintendent was hired, a discrepancy was discovered in the market wage for the Street Superintendent. The Personnel Committee recommended that the Street Superintendent grade and salary be increased to E56 effective September 24, 2005.

Request for Approval of 2005/06 Consolidated Dispatch Cooperative Agreement

This agreement continues distribution of Brigham City's 911 fees to the County for dispatch services.

MOTION: A motion to approve the Consent Agenda was made by Councilmember Adams, seconded and carried.

NEW BUSINESS

Proposals for Mantua Reservoir Water Quality Study

Mr. Tyler Pugsley came forward and explained that in the past, the irrigation used from Mantua Reservoir to water the cemetery caused problems with staining of headstones. The City is currently using culinary water at the cemetery and other parks. It has been suggested the City send out proposals for a study to local universities to determine what caused the staining. They received two proposals back, one from Utah State University and one from Brigham Young University. The engineer from Hansen, Allen and Luce recommended BYU's proposal. Mr. Pugsley added that there is money in his budget for this.

MOTION: Councilmember Adams moved to approve the request to conduct a study on the Mantua Reservoir Water Quality and award the study to Brigham Young University. The motion was seconded by Councilmember Farr and unanimously carried.

SCHEDULED DELEGATION

Proclamation Declaring October National Domestic Violence Awareness Month

Mr. Brad Drake, Director of Your Community Unity (YCU), approached the Council. He said current national statistics indicate that one in three women are victims of domestic violence. Unfortunately, that figure is the same in the State of Utah. In 2004, the Brigham City YCU sheltered 360 women and children of domestic violence. This year is exceeding that by approximately 25%. Of those 360, 194 were citizens of Brigham City.

Mr. Drake read the proclamation declaring October National Domestic Violence Awareness Month.

MOTION: Councilmember Adams made a motion to authorize the Mayor to sign the proclamation declaring October National Domestic Violence Awareness Month, seconded by Councilmember Marabella and unanimously carried.

Traffic Safety Concerns at Mountain View Elementary School

Principal David Lee and Marcy Hatch, Mountain View PTA President, came to the table. Ms. Hatch presented the Council with a petition signed by 234 parents and staff of Mountain View Elementary that are concerned for the safety of their children at the crosswalks. They have been trying to increase the awareness of parents, students, and those driving through the school zone. They have two "Sidewalk Sammies" that a local cub scout troop donated to the school. They are placed in the center of the crosswalks to try and slow down drivers. Every year they have a "Green Ribbon Day" where parents walk their children to school. This is to teach the children the safety rules and regulations, such as using crosswalks and using sidewalks. In addition, the PTA distributes a need assessment form to all parents at Back to School Night. Almost all of the 30 they received back expressed concern for the safety of their children walking to school. Another concern is that the School Board is considering closing schools next year, and if that happens, Mountain View will gain at least 100 more students. This will affect the traffic drastically.

Principal Lee said in the past there was a student that was hit in the crosswalk area. This year there have been 3-4 close calls. They do not want to wait until a serious incident happens before something changes.

Mr. Tingey explained that he and Darin McFarland have met with Principal Lee and Ms. Hatch and discussed some of the requirements to do a warrant study, which will determine whether or not a flashing light is needed. They also discussed the possibility of a crossing guard. The warrant study is the determining factor of whether these can be done. They also discussed use of volunteer crossing guards. Mr. Tingey talked with the City's risk management people and they did not have any concerns with this as long as the City provided the proper training and certification, which the Police Department has agreed to do.

Principal Lee proposed that City staff prepare a policy to address volunteer crossing guards. Mr. Tingey explained that ultimately, whether the City approves it or not, the liability of the crossing guards is the City's. It would be better to have them trained and certified, with the proper equipment.

Principal Lee said it would be better if the warrant study could be done before winter, because a lot of the traffic comes from the golf course, and as winter comes on, it will not be a true indication of the traffic.

Councilmember Marabella asked what the School District's responsibility is in helping to improve this situation. Principal Lee replied that they will probably have a PTA member and staff member in charge of coordinating the volunteers to make sure they are trained. The only real expense would be the background check. He added that they have some Safe School monies which they have spent on supplies for this.

Councilmember Marabella said his concern is that this issue is bigger than just one school. If a warrant study is done at one school, it should probably be done at all elementary schools. Mr. Tingey added that some cities put funds into their operating budget and have a schedule to perform warrant studies on a rotating basis at all their schools.

MOTION: Councilmember Adams made a motion to direct a warrant study be conducted, and authorize staff to prepare a draft volunteer policy, which should include required training, as well as a required refresher course, with a priority schedule for other schools, and bring it back to the Council for approval. The motion was seconded by Councilmember Jensen and unanimously carried.

## NEW BUSINESS

### Cemetery Ordinance and Fee Resolution

Mr. Ben Boyce and Ms. Cathy Wood came to the table. Ms. Wood explained that one of the main reasons for this amendment is that the columbarium is now in place at the cemetery and fees need to be set for this. The ordinance also sets standards for the size of headstones. The only other change is that "babyland" will be restricted to infants. Cremations have previously been buried in this area.

MOTION: Councilmember Farr made a motion to approve the cemetery ordinance and fee resolution. Councilmember Jensen seconded the motion, carried unanimously.

### Request for Approval of Easements for Placement of Infrastructure for UTOPIA Network

Mr. Larsen came forward and explained that Brigham City will have six cabinet sites and one hub site for the UTOPIA network. These easements are for these sites. They have all been approved by the City Attorney and City Engineer.

MOTION: Councilmember Marabella made a motion to approve the easements for placement of infrastructure for UTOPIA, subject to any other applicable ordinances, including the source protection ordinance, seconded by Councilmember Adams and unanimously carried.

### Request for Approval to Initiate a Dan Jones Survey on Co-mingled Recycling

Mr. McFarland approached the Council and stated that they would like to do a survey to see if curb side pick-up is something the citizens of Brigham City would be interested in. He added that approximately 70% of the waste stream is recyclables.

Councilmember Marabella questioned whether the money should be spent on a survey, or just implement it. Mr. McFarland said they are interested in the participate rate, and whether it should be City-wide, or whether it should be volunteer. He added that there is an initial cost for the container. Mayor Christensen said one of the issues is in order for this to be cost effective it would have to be City-wide. Councilmember Marabella said in other communities it is mandatory. This is a responsibility we all have to look out for the future of the landfills.

Mr. Larsen said he talked to Mr. Leonard about piggy backing with their survey. He would like to add some questions to the survey about the City's direction on economic development.

Councilmember Marabella said whether 45% or 75% want recycling, ultimately it is the Council's decision whether to do it or not. He would rather use the \$7,000 toward buying the containers than someone telling him that 75% of the people want to do it. Mayor Christensen said she likes to get the feedback.

Councilmember Jensen said from an environmental standpoint, it is the right thing to do. All cities are heading in this direction. The whole society is heading in this direction. Councilmember Marabella added that there are some states that have mandatory recycling.

Councilmember Jensen recommended the money be spent on educating the public rather than a survey. Mayor Christensen said all the feedback may not be positive, because it will probably have to be mandatory. Councilmember Adams suggested a public hearing be held. Councilmember Marabella suggested the Neighborhood Pride Council and scouts go door-to-door and ask if they want to participate and run it for 3-6 months. It may cost more in the short-term by not being able to go 100%, but it could start this way and maybe be an 18-month implementation process, but it is very systematic instead of just asking people to come in and sign up.

MOTION: Councilmember Jensen made a motion to direct Mr. McFarland to put together a strategy for recycling waste and bring it back to the Council for approval, and not proceed with the Dan Jones study, that this money be used for educating the citizens on the value of recycling, and that the strategy plan be subject to a public hearing. The motion was seconded by Councilmember Adams and unanimously carried.

#### Update on Communities that Care (CTC) Taking Actions for Generations (TAG) Team

Ms. Elaine Williams came forward and explained that an important component of having a healthy community is to have healthy and successful youth. The youth can create a community climate, and they will be this community's future leaders and taxpayers. CTC is a means to take all those that are interested in the lives of our young people and effectively mobilize them and work toward a common goal of healthy youth. CTC's first step is to look and understand what the needs of the youth are. What are they exposed to? What are the risks that increase their chances of them choosing problem behaviors? What can we do to build protection to buffer them from these risks? One of the needs of the youth in this community is the risk factor of family conflict. Children were reporting a very high level of conflict in their homes. This is an indicator that leads to substance abuse, violence, delinquency, school drop out, and even teen pregnancy. All of these components impact our community. One of the programs the coalition chose to address this factor is the Strengthening Families Program (SFP). This program is targeted for those youth from 10-14.

Ms. Williams indicated on a trend chart what youth have reported specific to family conflict. From 2000-2002, each respective grade stays relatively flat. From 2000 to 2004, approximately 40% of 6<sup>th</sup> graders reported a problem in family conflict, with only slight fluctuation. In 2005, there is a significant drop to 33%. The SFP started at the beginning of 2004. This indicates that this intervention is making a difference.

In addition, the youth and parents were given a survey. They were asked if there was any change in positive goals for the future after taking the course, if the relationship with their parents had improved, etc.

Some of the skills the youth learned in the course were stress management, peer pressure, family communication and following rules. In all of these areas, positive changes were reported.

Ms. Williams explained that they are asking the CTC members to recruit families that have youth between 10-14 into the SFP. In order to continue successfully, attending the program needs to become the norm so people are not singled as "bad" parents.

Ms. Williams announced that the Brigham City Youth Commission TAG Team received a \$100,000 grant from the Drug-Free Communities Support Program. It has the potential of continuing for ten years. They plan to use this money to increase the awareness of the TAG Team, work on sustainability so when there is no more federal funding the coalition can continue, and increase youth involvement and promote cultural competence in youth who participate in the TAG Team effort.

Mayor Christensen said she attended one of these sessions and she was very impressed. It is a great program.

#### OTHER BUSINESS

#### Update on Taxing Entity Committee (TEC)

Mayor Christensen stated that there was a meeting with the TEC on the City's RDAs and EDAs. Mr. Larsen and Mr. Randy Sant presented what the City is trying to do. The committee asked the City to go back and get more information. They want a multi-year plan and asked the City to go before the Olene Walker Housing Trust Fund Board to get a waiver. They scheduled another meeting on October 27. Everyone in attendance had a vested interest because they collect taxes, and the RDAs and EDAs will impact the amount of revenue they would receive. She is hoping they will be able to come up with a win-win situation.

#### CLAIMS

#### Warrant Register

Councilmember Marabella moved to approve General Claims for September 9, 2005 in the amount of \$149,065.71; for September 13, \$242,653.92 and \$583,377.22; for September 20, \$92,342.35; September 27, \$2,318,481.60. The motion was seconded and carried.

A motion to adjourn was made by Councilmember Adams. The motion was seconded and carried unanimously. The meeting adjourned at 8:42 p.m.